

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

Jean-Robert Cadet,  
Plaintiff,

v.

Case No. C-1-01-131  
(Hogan, M.J.)

Maderia City School, et al..  
Defendants.

**Civil Minutes  
Jury Trial (Day 6)  
before the**

**HONORABLE TIMOTHY S. HOGAN, U.S. MAGISTRATE JUDGE**

**COURTROOM DEPUTY:** Barbara Crum

**LAW CLERK:** Linda Smith/Karen Litkovitz

**COURT REPORTER:** Giglio Reporting Services, Pam Giglio

**DATE:** October 14, 2003

**TIME:** 9:00 am

**Attorney for Plaintiff(s):**

William Landrigan  
Rhonda Frey

**Attorney for Defendant(s):**

Gary Winters  
Bernard Wharton

**WITNESSES**

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**PROCEDURES**

☒ Counsel present

☐ Plaintiff admits exhibits

☐ Defendant moves for Rule 50 Motion

☐ Defendant calls witnesses or continues

☐ Defendant rests

☐ Judge Grants/Denies Rule 50 Motion

☐ No rebuttal

☒ Jury charged

☒ Jury deliberates and returns a verdict.

☐ Plaintiff calls witnesses or continues

☐ Plaintiff rests

☐ Judge Grants/Denies Rule 50 Motion

☐ Defendant admits exhibits

☐ Defendant renews Rule 50 Motion

☐ Plaintiff's rebuttal

☐ Jury Charge conference held

☒ Closing Arguments

Court adjourned or in recess until 10/15/03 @ 9am.

Remarks: TT's ex 73 offered by D, 11 obj's.; ex renumbered to D's ex 71 (Portion of Faculty Handbooks)  
Lunch provided to jury; order to follow  
Exhibit List attached.

FILED  
KENNETH J. MURPHY  
CLERK  
2003 OCT 14 PM 6:04  
U.S. DISTRICT COURT  
SOUTHERN DIST OHIO  
WESTERN DIVISION  
CINCINNATI

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

**WITNESS/EXHIBIT LIST attached**  
**for a Jury Trial**  
**beginning October 6, 2003, and ending October 14, 2003,**  
**before Magistrate Judge Hogan**

Jean-Robert Cadet,  
Plaintiff,

v.

Maderia City School, et al.,  
Defendants.

Case No. C-1-01-131  
(Hogan, M.J.)

Caption  
Jean-Robert Cadet v. Madeira City School, et al.

Docket Number  
C-1-01-131

Plaintiff's Attorney William Laundrigan Rhonda Frey				Defendant's Attorney Gary Winters Bernard Wharton		Trial Date(s) October 6, 2003
Presiding Judge Timothy S. Hogan			Courtroom Deputy Barbara Crum		Court Reporter Name & Date(s) Lisa Conley, Spangler Reporting, 10/6, 7 (AM), 8/2003 Julie Wolfer, Official Court Reporter, 10/7/2003 PM Brittany Fisher, Spangler Reporting, 10/9 & 10/2003	
Pif. #	Def. #	Date Shown	Offered	Admitted	Witness/Attorney	Description of Exhibits or Witnesses
6		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 1/1997
7		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 3/1997
8		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 12/1997 & 1/1998
9		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 1/1998
10		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 10, 12/1998 & 1/1999
11		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 3, 4/1999
12		10/6	X	X	Mate/Laundrigan	Performance Evaluation of Jean Cadet, 12/1999 & 1/2000
		10/6			Mate/Laundrigan	Mate Depo Page 151
13		10/6	X	X	Mate/Laundrigan	Memorandum from Imhoff to Cadet, 2/18/2000
14		10/6	X	X	Mate/Laundrigan	Supplemental Contract for Kay Fluharty
15		10/6	X	X	Mate/Laundrigan	Supplemental Contract for Richard Schneider
1		10/6	X	X	Cadet/Laundrigan	Copy of Teaching Certificates for Jean Cadet
33		10/6	X	X	Cadet/Laundrigan	Teachers Limited Contract with Jean-Robert Cadet, 8/1996, between the Board of Education of Madeira City School District and Jean-Robert Cadet
		10/6			Cadet/Laundrigan	French III text book
69		10/6	X	X	Cadet/Laundrigan	Discovering French Rouge (Little Book) Pgs 43, 46, 48, 5, 121, 330, 332
30		10/7	X	X	Way/Laundrigan	Resume of Philip K. Way, Ph.D.
31		10/7	X	X	Way/Laundrigan/Winters	Report of Philip K. Way, Ph.D.
3		10/7	X	X	Cadet/Laundrigan	Quest Book (Front Page Only)
4		10/7	X	X	Cadet/Laundrigan	Quest Curriculum Manual (Front Page Only)
38		10/7	X	X	Cadet/Laundrigan	Newspaper article from the Cincinnati Enquirer, 5/15/1998
5		10/7	X	X	Cadet/Laundrigan	Students results by level and division for French competition, 1999
14		10/7	X	X	Cadet/Laundrigan	Supplemental contract of Kay Fluharty
15		10/7	X	X	Cadet/Laundrigan	Supplemental contract of Richard Schneider
33		10/7	X	X	Cadet/Laundrigan	Teachers Limited Contract with Jean-Robert Cadet, 8/1996, between the Board of Education of Madeira City School District and Jean-Robert Cadet

Plf. #	Def. #	Date Shown	Offered	Admitted	Witness/Attorney	Description of Exhibits or Witnesses
34		10/7	X	X	Cadet Laundrigan	Teachers Limited Contract between Jean-Robert Cadet and Madeira City School District, 6/1997
35		10/7	X	X	Cadet/Laundrigan	Teachers Limited Contract between Jean-Robert Cadet and the Madeira City School District, 5/1998
36		10/7	NOT OFFERED		Cadet/Laundrigan	Letter to Dr. Hummel, Superintendent, from Nick and Betty Andrews, 2/1998
71		10/7	X	X	Cadet/Laundrigan	French quizzes of Juliette Sineway and Corinne Gunther
13		10/7	X	X	Cadet/Laundrigan	Memorandum from Imhoff to Cadet, 2/18/2000
74		10/7	X	X	Cadet/Laundrigan	A tape recording of a voice mail received by Cadet at his desk
12		10/7	X	X	Cadet/Laundrigan	Performance Evaluation of Jean Cadet, 12/1999 & 1/2000
2		10/7	X	X	Cadet/Laundrigan	Salary Notice for Jean-Robert Cadet for 1999 to 2000 school year
51		10/7	X	X	Cadet/Laundrigan	Letter to Michele Hummel from Jean-Robert Cadet, 2/21/2000
		10/7			Cadet/Winters	Cadet Depo, Page 92 (Ohio Civil Rights Commission Document, Ex 4 to Depo)
		10/7			Cadet/Winters	Cadet Depo, Page 183, Ln 13; Page 282; Page 208; Page 114, Ln 11; Page 205, Ln 9; Page 273; Page 137, Ln 1; Page 145, Ln 5; Page 153, Ln 10; Page 168, Ln 17; Page 171, Ln 23; Page 96, Ln 6; Page 100, Ln 4; Page 251, Ln 8;
	8	10/7			Cadet/Winters	Jean-Robert Cadet - Job Targets 1999-2000
		10/8			Cadet/Winters	Cadet Depo, Page 105, Ln 5; Page 206, Ln 18; Page 190, Ln 14; Page 64, Ln 3
	11	10/8			Cadet/Winters	Memo from P. Imhoff to J. Cadet, 2/18/2000
73		10/8	NOT OFFERED		Cadet/Winters	Faculty Handbook of Madeira City Schools, 2003-04
		10/8			Cadet/Laundrigan	Page 251, 252; Page 161
13		10/8	X	X	Cadet/Laundrigan	Memorandum from Imhoff to Cadet, 2/18/2000
14		10/8	X	X	Fluharty/Laundrigan	Supplemental Contract for Kay Fluharty
		10/8			Fluharty/Laundrigan	Fluharty Depo, Page 32
13		10/8	X	X	Fluharty/Laundrigan	Memorandum from Imhoff to Cadet, 2/18/2000
15		10/8	X	X	Schneider/Frey	Supplemental Contract for Richard Schneider
72		10/8	NOT OFFERED		Cadet, C./Frey	Article entitled <i>Teachers Gone Wild</i>
62		10/8	X	X	Cadet, C./Frey	Memo to Dr. Hummel from Cindy Cadet re: lawsuit and related incidents, 3/9/2001
		10/8			Cadet, C./Winters	Cadet, C., Depo Page 17, Ln 18; Page 47, Ln 7; Page 49, Ln 23; Page 52, Ln 10; Page 53, Ln 18

Caption Jean-Robert Cadet v. Madeira City School, et al.						Docket Number C-1-01-131
Ptf. #	Def. #	Date Shown	Offered	Admitted	Witness/Attorney	Description of Exhibits or Witnesses
						Plaintiff offers exhibits 1-15,30, 31, 33-35, 38, 41, 42, 51, 62, 69, 71, 74; Defendant objects to exhibits 3, 4, 30, 31; All offered exhibits are admitted; exhibits 3 & 4 shall be the front cover of the material; Plaintiff rests
72		10/9			Vaccari/Laundrigan	Article entitled <i>Teachers Gone Wild</i>
	26	10/9	NOT ADMITTED		Beyersdorer/Wharton/Laundrigan	Letter from Jamie Beyersdorfer to Chris Mate, 6/2001
72		10/9			Shaw/Laundrigan	Article entitled <i>Teachers Gone Wild</i>
8		10/9			Strifler/Wharton	Performance evaluation of Jean Cadet 12/1997 & 1/1998
9		10/9			Strifler/Wharton/Frey	Performance evaluation of Jean Cadet 4/1 & 20/1998
6		10/9			Strifler/Frey	Performance evaluation of Jean Cadet 1/1997
		10/9			Strifler/Frey	Strifler Depo Page 56, Ln 7
	2	10/9	X	X	Mate/Wharton	Madeira Board of Education Policy concerning harassment, approved 4/6/1992, Revised 11/15/1999
	3	10/9	X	X	Mate/Wharton	Madeira Jr & Sr High School Student and parent Handbook, Revised 7/1999
	7	10/9	X	X	Mate/Wharton	Memo from Chris Mate Jean Cadet, 10/27/1999
	8	10/9	X	X	Mate/Wharton	Jean Cadet Job Targets 1999-2000
	10	10/9	X	X	Mate/Wharton	Follow-up Conference report of Classroom Visit, 1/6/2000
	11	10/9	X	X	Mate/Wharton	Memo from Paul Imhoff to Jean cadet, 2/18/2000
	15	10/9	X	X	Mate/Wharton	Memo from Dr. Hummel to Chris Mate and Paul Imhof, 2/22/2000
	17	10/9	X	X	Mate/Wharton	Memo from Chris Mate to John Mauch, 2/23/2000
	18	10/9	X	X	Mate/Wharton	Memo from Chris Mate to Plaintiff, 2/24/2000
	19	10/9	X	X	Mate/Wharton	Memo from Chris Mate to High School teachers, 3/3/2000
	20	10/9	X	X	Mate/Wharton	Memo from Dr. Hummel to Jr./Sr. High school Staff, 3/6/2000
72		10/10			Mate Wharton	Article entitled <i>Teachers Gone Wild</i>
45		10/10			Mate/Laundrigan	Affidavit dated 11/16/2000
40		10/10			Mate/Laundrigan	Notes by Chris Mate
13		10/10			Imhoff/Laundrigan	Memo from Imhoff dated 2/11/2000
	2	10/10	X	X	Imhoff/Laundrigan	Policy of Madeira Board
35		10/10			Hummel/Winters	Teachers Contract
14		10/10			Hummel/Winters	Supplemental Contract of Kay Fluharty
15		10/10			Hummel/Winters	Supplemental Contract of Richard Schnieder
73	29	10/10	X	X	Hummel/Winters	Faculty Handbook (Exhibit renumbered to Dft's ex 29)

Plf. #	Def.#	Date Shown	Offered	Admitted	Witness/Attorney	Description of Exhibits or Witnesses
	9	10/10	X	X	Hummel/Winters	Performance Evaluatio of Jean Cadet,4/1 & 20/1998
	13	10/10	X	X	Hummel/Winters	Plaintiff's Letter to Dr. Hummel, 2/21/2000
	15	10/10	X	X	Hummel/Winters	Memo to Dr. Hummel to Chris mate and Paul Imhoff, 2/22/2000
	17	10/10	X	X	Hummel/Winters	Memo from Chris Mate to John Mauch, 2/23/2000
	18	10/10	X	X	Hummel/Winters	Memo from Chris Mate to Plaintiff, 2/24/2000
	19	10/10	X	X	Hummel/Winters	Memo from Chris Mate to high School Teachers, 3/3/2000
	20	10/10	X	X	Hummel/Winters	Memo from Dr. Hummelto Jr./Sr. High School Staff, 3/6/2000
	16	10/10	X	X	Hummel/Winters	Letter from Dr. Hummel to Plaintiff, 2/22/2000
	3	10/10	X	X	Hummel/Winters	Madeira Jr./Sr. High School Student and Parent Handbook Revised July 1999
						Defendants' exhibits 2, 3, 7-11, 13, 15-20, & 26 offered; Plaintiff objects to Exhibit 26; Exhibit 26 will not be admitted; All other exhibits admitted. Defendants rest.
						Defendant offers Plaintiff's exhibit 73; Plaintiff objections; Defendant rennumbers Exhibit 73 to Defendant's exhibit 29; Exhibit 29 to be admitted.